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*Attorneys for Defendant County of Los Angeles*

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

MASOUMEH MOTEVALLI  
ALAMOUTI, individually and as  
successor-in-interest to Masoud  
Rahmati, deceased; and MOSHEN  
RAHMATI, individually,

Plaintiffs,

v.

COUNTY OF LOS ANGELES; and  
DOES 1 through 10, inclusive,

Defendants.

Case No. 2:24-cv-05560-MWC-JC

*District Judge Michelle Williams Court  
Mag. Judge Jacqueline Chooljian*

**STIPULATION AND REQUEST  
FOR ORDER MODIFYING  
SCHEDULING ORDER TO  
CONTINUE DEADLINE TO HEAR  
MOTION TO AMEND PLEADINGS  
OR ADD PARTIES ONLY**

Action Filed: July 1, 2024  
Fact Discovery Cutoff: Aug. 22, 2025  
Trial Date: Feb. 23, 2026

Previous Continuance Requests: 0

*[Proposed Order filed concurrently  
herewith]*

1 **TO THE HONORABLE COURT:**

2 IT IS HEREBY STIPULATED BY AND BETWEEN Plaintiffs, Masoumeh  
3 Motevalli Alamouti and Moshen Rahmati, and Defendant County of Los Angeles —  
4 the parties to this action — for the purpose of jointly requesting that the honorable  
5 Court enter an order, pursuant to Fed. R. Civ. P. 16(b)(4) and any applicable Orders  
6 of the Court, modifying the existing scheduling order in this case for the sole  
7 purpose of continuing the deadline by which motions to amend pleadings or add  
8 parties must be heard, as follows:

9 **GOOD CAUSE STATEMENT**

- 10 1. WHEREAS, this is a wrongful death civil rights case involving the Los  
11 Angeles County Sheriff's Department. Plaintiffs' Complaint was filed against  
12 the County of Los Angeles and Doe defendants on July 1, 2024. [Dkt. 1.]
- 13 2. WHEREAS, Plaintiffs' Complaint alleges that, while in the custody of the  
14 County of Los Angeles, by and through its Sheriff's Department at its Men's  
15 Central Jail, Plaintiffs' decedent, Masoud Rahmati ("Mr. Rahmati"), was  
16 beaten to death by other inmates or detainees at the jail. [See *id.*] It asserts  
17 federal constitutional claims and claims under California law based on  
18 County officials' alleged failure to protect Mr. Rahmati from this beating.  
19 [See *id.*] Accordingly, liability in this case is complex, and ascertaining which  
20 County officials may be liable is not straightforward, as, for example, it might  
21 otherwise be if Plaintiffs were suing the individuals who themselves used  
22 force against Mr. Rahmati.
- 23 3. WHEREAS, on October 24, 2024, the Court issued a Notice of Scheduling  
24 Conference, setting a Scheduling Conference for December 27, 2024. [Dkt.  
25 14.] On December 4, 2024, the parties filed a Joint Rule 26(f) Report setting  
26 forth a discovery plan and proposing dates and deadlines governing discovery  
27 and trial in this case. [Dkt. 18.] Those proposed dates and deadlines included,  
28

1 *inter alia*, a proposed Last Date to Hear Motion to Amend Pleadings or Add  
2 Parties of April 18, 2025. [*Id.* at 11.]

- 3 4. WHEREAS, on December 5, 2024, the Court issued a Civil Trial Order  
4 vacating the Scheduling Conference and setting dates and deadlines  
5 governing this case, including, *inter alia*, a Last Date to Hear Motion to  
6 Amend Pleadings or Add Parties of February 21, 2025. [Dkt. 20 at 3.]
- 7 5. WHEREAS, the parties exchanged initial disclosures on December 9, 2024,  
8 and have since been engaged in fact discovery, including discovery by  
9 Plaintiffs seeking to identify the County officials who may be liable for Mr.  
10 Rahmati's death. Plaintiffs intend to seek leave to amend their Complaint at  
11 the earliest possible opportunity to name those officials as defendants in this  
12 action in lieu of the Doe defendants currently identified in the Complaint.
- 13 6. WHEREAS, given the current February 21, 2025, deadline to Hear Motion to  
14 Amend Pleadings or Add Parties, as well as pending discovery requests aimed  
15 at identifying County officials who may be liable in this case, Plaintiffs will  
16 have insufficient time to determine the identities of these officials, prepare a  
17 proposed First Amended Complaint, and file a motion for leave to amend the  
18 complaint, with a hearing set on or before February 21, 2025, if a stipulation  
19 for such amendment cannot be reached.
- 20 7. WHEREAS, if Plaintiffs cannot name the pertinent County officials as  
21 individual defendants in this case, Plaintiffs' ability to prosecute this wrongful  
22 death case will be dramatically curtailed, to their extreme prejudice.  
23 Plaintiffs' federal claims brought under 42 U.S.C. § 1983 require the naming  
24 of individual defendants in order for these claims to be maintained, as no  
25 respondeat superior liability exists under § 1983. *See, e.g., Ashcroft v. Iqbal*,  
26 556 U.S. 662, 676 (2009).
- 27 8. WHEREAS, the parties are not requesting a continuance of any other date set  
28 in the Court's Civil Trial Order, and the Fact Discovery Cut-Off in this case is

1 on August 22, 2025, more than four months after the continued Last Date to  
2 Hear Motion to Amend Pleadings or Add Parties proposed herein.

3 Accordingly, the parties agree that no party will be prejudiced by the limited  
4 proposed continuance. The parties anticipate that there will be sufficient time  
5 to complete fact discovery as to any newly added or named defendants by the  
6 current Fact Discovery Cut-Off, such that the limited continuance proposed  
7 herein will not impact that deadline or any other deadline set in the Civil Trial  
8 Order.

9 9. WHEREAS, no continuance to any date or deadline in this case has  
10 previously been requested by any party.

11 **STIPULATION RE CONTINUANCE OF SCHEDULING ORDER**  
12 **DEADLINE**

13 10. ACCORDINGLY, in light of the foregoing Good Cause, the parties hereby  
14 stipulate and request a modification of the Courts Civil Trial Order and  
15 deadline to Hear Motion to Amend Pleadings or Add Parties only, as follows:

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EVENT	CURRENT DEADLINE	REQUESTED DEADLINE
Last Date to Hear Motion to Amend Pleadings or Add Parties	02/21/2025	04/11/2025

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22 11. The parties are not currently requesting a continuance of any other dates or  
23 deadlines set by the Court in this case, in the Court's Civil Trial Order or  
24 otherwise, and the parties understand that all other dates and deadlines shall  
25 remain unchanged and unaffected by the parties' stipulation and by the Order  
26 requested by the parties.

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1 **IT IS SO STIPULATED.**

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4 Dated: January 23, 2025

LAW OFFICES OF DALE K. GALIPO

5 By /s/ Benjamin S. Levine

6 DALE K. GALIPO

7 BENJAMIN S. LEVINE<sup>1</sup>

*Attorneys for Plaintiffs*

8  
9 Dated: January 23, 2025

COLLINS + COLLINS LLP

10 By /s/ Chandler A. Parker

11 TOMAS A. GUTERRES

12 CHANDLER A. PARKER

13 *Attorneys for Defendant County of Los Angeles*

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28 <sup>1</sup> Pursuant to Local Rule 5-4.3.4, as the filer of this document, I attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.